HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1137 of 2004 (SS)

Safadar Hussain s/o Sri Yusuff Hussain
R/o 101/231, Baghmakka, P.O. Chowk,
Lucknow ..... Petitioner

Versus

1. Vice Chancellor, G.B. Pant University, Pantnagar.
2. Comptroller cum Secretary Board of Management G.B. Pant University, Pantnagar
3. Establishment Officer, G.B. Pant University.
4. State of Uttaranchal ..... Respondents

Sri D.S. Patni, Advocate for the petitioner
Standing counsel and Sri Rajendra Dobhal the respondents.

Dated: 15.2.2006

Hon'ble Rajesh Tandon J.

Heard Sri D.S. Patni, counsel for the petitioner and the Standing counsel and Sri Rajendra Dobhal for the respondents.

By the present writ petition the petitioner has prayed for a writ of mandamus directing the respondents to grant revised pay scale pursuant to completing 16 years and 24 years of service.

Briefly stated the petitioner was initially appointed as wireman in G.B. Pant University, Pantnagar on 1.12.1966 in the pay Scale of 100-180. Thereafter the pay scale was revised to 950-1500. The scale of the petitioner was again revised to 1200-2040 pursuant to the meeting of the Board of Management dated 25/26.7.1992. The petitioner was initially given time scale after completing 10 years of service.

In view of the aforesaid the petitioner has submitted that he has become entitled for the promotional scale after completing 16 years of service. According to the petitioner the respondents have computed the promotional pay scale of the petitioner keeping in view the pay scale of 950-1500 and the pay scale of 1200-2040 has not been considered.

Subsequently the petitioner after completing 24 years of service was given promotional pay scale of 4000-6000 instead of 5000-8000.

The grievance of the petitioner is that the pay scale sanctioned by the University to him has not been approved by the Government due to which petitioner was given lower pay scale when his case was computed for promotional pay scale.

The petitioner has submitted that he has preferred a representation on 17.2.2004 to the respondent. 1 through respondent no. 2 but till date the grievance of the petitioner has not been considered by the respondents.

In view of the facts mentioned above, the respondents are directed to decide the representation of the petitioner within three weeks after the receipt of the certified copy of this order. The respondent no. 1 is directed to move to the State Government for approval of the pay scale to the petitioner, which was sanctioned to him by the University and pay to the petitioner forthwith.

Subject to the observations made above, writ petition is disposed of. No order as to costs.

Dated: 15.2.2006 **Rajesh Tandon J.**

***Dhyani**